

**IN THE UNITED STATES DISTRICT
COURT
FOR THE DISTRICT OF
ARIZONA**

IN RE: Bard IVC Filters Products Liability
Litigation

MDL NO. 2:15-md-02641-PHX-DGC

This document relates to:

Pamela M. Smith
2:17-cv-00916

**PLAINTIFF'S NOTICE OF
WITHDRAWAL OF STIPULATION OF
DISMISSAL WITHOUT PREJUDICE
AS TO ONLY CASE NUMBER 2:17-cv-
00916**

NOW COMES David P. Matthews of Matthews & Associates ("Matthews") and is filing this Notice of Withdrawal of the Amended Stipulation of Dismissal Without Prejudice previously filed on December 10, 2019 (Doc. No. 21108) in Case Number 2:17-cv-00916 for Plaintiff Pamela M. Smith. Matthews is filing this Notice of Withdrawal to correct the Amended Stipulation of Dismissal that was inadvertently filed by Matthews on behalf of Plaintiff Pamela M. Smith. This Notice of Withdrawal of the Amended Stipulation of Dismissal Without Prejudice filed on December 10, 2019 (Doc. No. 21108) relates only to Plaintiff Pamela M. Smith and Case Number 2:17-cv-00916. This Notice of Withdrawal does not relate to any other Plaintiffs or Case Numbers included in the Amended Stipulation of Dismissal Without Prejudice filed on December 10, 2019 (Doc. No. 21108).

Specifically, Matthews does *not* represent Plaintiff Pamela M. Smith and the Amended Stipulation of Dismissal Without Prejudice in Case Number 2:17-cv-00916 was filed in error. Plaintiff Pamela M. Smith is represented by Wendt Law Firm PC, and cause of action, 2:17-cv-00916, was filed by Wendt Law Firm PC. For these reasons, Matthews files this Notice of Withdrawal of the Amended Stipulation of Dismissal Without Prejudice in the instant cause of action.

WHEREFORE, David P. Matthews of Matthews & Associates requests that the

Amended Stipulation of Dismissal Without Prejudice filed on December 10, 2019 (Doc.

No. 21108) be withdrawn as to only Plaintiff Pamela M. Smith and Case Number 2:17-cv-00916, and not the entire previously filed Stipulation of Dismissal Without Prejudice. David P. Matthews of Matthews & Associates further requests that no Order of Dismissal be issued by the Court in Case Number 2:17-cv-00916, and that Case Number 2:17-cv-00916 be reopened with the Court. Dated: January 16, 2020

Respectfully Submitted,

/s/ David P. Matthews

David P. Matthews

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MATTHEWS & ASSOCIATES

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ATTORNEY FOR PLAINTIFF

**CERTIFICATE OF
SERVICE**

I hereby certify that on January 16, 2020, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

/s/ David P. Matthews

David P. Matthews